WASHINGTON, TUESDAY EVENING, JANUARY 5, 1915.

HOME EDITION

## AVIATORS BOMBARD BRITISH POSITIONS FLAMES LIGHT GERMAN NIGHT ATTACK

# HOLDS LEGAL LICENSE LAW

**Automobile Owners of District** Must Continue to Pay Annual Fee, According to De-

Hendrick Case Decides State Has Constitutional Power to Impose Tax on Residents of Washington.

Washington automobile owners who wish to use Maryland roads must continus to pay an annual license fee. The United States Supreme Court, in an pinion handed down today by Justice McReynolds, held the Maryland auto- month mobile license law was constitutional. The case was that of J. Tilghman Hendrick, a Washington motor car owner, against the State of Maryland to a

and involved the question of whether or not Maryland has the constitutional tomobile owners of the District of Columbia who use the Maryland high-

terference with interstate commerce and attempted to regulate something which was subject only to regulation by Con-

Alleged Discrimination. The main contention of Hendrick's attorneys was that the Maryland act was a discrimination against the Federst District in favor of States, in that residents of the States in the Union were not assessed for the license fee when they used the Maryland highways: whereas motor car owners of the District of Columbia are. They also contend that the act imposing a charge upon District motorists is a regulation of commerce beyond the jurisdiction of Maryland to impose. They insisted the Maryland law is a revenue act and that it is not within that class of laws under which States are allowed to demand compensation for the use of works of public improve-

This follows, it was contended, since the tax on the District motor cars is imposed without regard to the extent of the use of the improvements. It was fo pointed out that there are 10,000 motor cars in Washington, 6,000 of which are barred from going into Maryland by the license tax.

It was also charged that the chief purpose of the tax on Dismict motor-ists was to help pay big salaries to the members of the Maryland motor car rounn'ssion.

Justice McReynolds, in handing down the decision, said that it had not been shown that there had been any discrimination against the c tizens of the District of Columbia, because it had not for permission to use the Maryland been shown that Hendrick had applied the property of the permission to the free periods. Justice been shown that Hendrick had applied roads for the free per ods. Justice McReynolds further said Maryland had the right to determine charges to be imposed to build roads and maintain

Origin of the Case.

ton-Baltimore boulevard without a cool'es into California from Mexico. Maryland license tag attached to his Hendrick's attorneys were Jackson H.

### Billy Sunday Coming Here FEDS SUE TO HAVE PRINTING PLANT IN PRINCE OF WALES SHARES FOR One Day, Is Promise BASEBALL'S BOARD ELEVENTH STREET Given to Religious Leaders

VOWS TO LEAD PHILADELPHIANS TO HEAVE

PHILADELPHIA, Jan. 5 .- "I'll get you yet! In two weeks I'll have this city on the bottom rung of the ladder to heaven," declared "Billy" Sunday early today, addressing a crowd that hovered in front of his headquarters.

Already city-wide movements are afoot to aid the evangelist in purifying the city. Bishops and ministers have joined in prais ing Sunday. All agree the revivalist has gripped the city, and success of his campaign is assured.

Sunday will preach today in the Tabernacle on "The Need of Revivals," after which he will be the guest at a reception of the Y. M. C. A. He will preach a second sermon tonight at the Taber-

Details of Baseball Evangelist's Expected Visit Will Be Worked Out by William Knowles Cooper, Who Was Told by Revivalist to Confer With Him in Philadelphia.

Billy Sunday is to spend a day in Washington within the next

That is the practical assurance religious leaders in Washington have today, although Sunday's formal acceptance of an invitation nd one day here, bee notypet been made

William Knowles Cooper, general secretary of the Washington right to impose a license tax upon au- Y. M. C. A., was in Philadelphia yesterday in the hope of clinching the arrangement to have the baseball evangelist make a flying trip to the Capital. But, for once, Sunday was pretty nearly exhausted by It was claimed by Hendrick's attor- the whirlwind opening of his Philadelphia campaign and his friends neys that the Maryland law was an in- had persuaded him to take a complete rest.

#### SENT TELEGRAM TO MR. COOPER.

Mr. Cooper will go to Philadelphia again to see the evangelist, His willingness to come to the National Capital was indicated in a telegram he sent to Mr. Cooper, inviting him to see him in Philadelphia, and talk over his proposed Washington visit.

The first news of his possible visit came to The Times in a letter from a Washington enthusiast who is attending the revival in the Quaker City. In telling of Mr. Sunday's verbal promise to come, the writer suggested that a subscription, to obtain a suitable building for him, be taken up, and he pledged \$5 himself as a starter.

If Sunday comes to Washington it will be on a Monday. His practice has been to hold no meetings on Mondays in the cities where he conducts revivals. This arrangement was made to give himself and his party a rest.

But Sunday's "rests" on such occasions usually have consisted of trips to nearby cities. He already has accepted defin'tely an invitation to speak before students of Johns Hopkins Uni-

Mr. Cooper will go to Philadelphia versity in Baltimore on some Monda/

HATTERS MUST PAY

Danbury Case.

of the Supreme Court today.

\$252,000 DAMAGES

Tribunal in Long-Fought

Damages amounting to \$252,000

must be paid to D. E. Loewe & Co.

of Danbury, Conn., by the United

The court sustained the decision of

the United States Circuit Court of

Appeals for the Second Circuit, which

The case is famous as the 'Dan bury hatters" case. All members of

organized labor have contributed

funds to fight the case through the courts for years. Right of the use of

the boycott was directly involvedalso the effectiveness of the "treble

damages" clause of the Sherman act.

### CAPTURE GANG OF 5 SMUGGLING CHINESE

Federal Officers Arrest Party Supreme Court Sustains Lower After Perilous Ride Over California Mountains.

Commissioner of Immigration Caminetti today appounced the arrest of The Hendrick case originated in July, alleged members of a noto.ious gang of 1910, when J. Tilghman Hendrick, in smurglers operating in the United Hatters of America, under a decision order to make a test case, caused him- States, and the frustrating of a plot self to be arrested on the Washing- for the wholesale smuggling of Chinese Five arrests were made, Mrs. Joc. car. The case was decided against him Bruno, wife of a former smuggler, and fixed the damages under the antiin the lower courts, and finally, dur- the alleged "Queen" of the gang; Zing trust act of 1890, which provided for ing the early part of November the Lee and Kum Chew, two prominent troble damages to the person dam-case was brought to the United States Chinese merchants of San Diego and aged by conspiracy in restraint of San Petro. Cal.; John E Miller, a trade. Hendrick's attorneys were Jackson H.
Ralston, of Washington, and Osborne
L. Yellott, counsel of the Automobile
Club of Maryland. The State's attorneys were Attorney General Poe and
E. 8. Stockbridge. It is understood a
fund was collected from Washington
motorists to bring the case to the highcet court in the country.

The five were captured Compulsioner.

ments in Mexico.

The five were captured, Commissioner asked the court to take judic al notice of the seographical location of the District of Columbia to the borders of Mexicon for Columbia to the borders of Mexicon from the international boundary to San Francisco, a distance of 500 miles. Attempts first were made to land the Colining States.

Attempts first were made to land the Colinese on the southern California coast. An automobile, equipped with wireless was used by the smugglers on shore to communicate with the ship bearing the coolts. Owing to severe the mountains, while attempts from the international boundary to San Francisco, a distance of 500 miles. Attempts first were made to land the Colinese on the southern California coast. An automobile, equipped with wireless was used by the smugglers on shore to communicate with the ship bearing the coolts. Owing to severe the mountains, while attempts from the international boundary to San Francisco, a distance of 500 miles. Attempts first were made to land the Colinese on the southern California coast. An automobile, equipped with wireless was used by the smugglers on shore to communicate with the ship bearing the coolts. Owing to severe the mountains, while attempts and the court that therefore, a first were made to land the coast. An automobile, equipped with wireless was used by the smugglers on shore to communicate with the ship bearing the coolts. Owing to severe the mountains, while attempts and the court that therefore, and the court that the form the international boundary to San Francisco, a distance of 500 miles. Attempts the southern coast. An automobile, equipped with wireless was used by the smuggler

District Budget Bill Again Meets With Delay Further delay in getting the District appropriation bill reported to the Senate resulted today. The Appropriations

Committee, which was to have met this mornins. was prevented from meeting until this afternoon. The committee hopes to be able to alspose of the bill, a s reported from subcommittee, late this afternoon end then

Establishment of B. S. Adams

Fire of Unknown Cause.

Thousands Delayed From Work

the printing plant of Byron S. Adams,

512 Eleventh street northwest. The

damage to the building was about

Five engine companies, two trucks

and the water tower responded to the

alarm and the efforts to confine the

were compelled to walk to work.

Origin Unknown.

The origin of the fire is unknown

be estimated. Insurance covers the

Work of clearing away the debris

Smoke coming from the upper win-

ders within a short time.

Fire Lines.

damaged \$8,000.

as Car Service Is Stopped by

Suffers From Early Morning

Petition Filed in United States Court Asking That National Commission Be Dissolved.

ATTACK ON WHOLE SCHEME TRAFFIC LONG TIED OP

Gilmore Says Agreement Under Which Tribunal Operates Is in Violation of Law.

CHICAGO, Jan. 6.-The Federal League today riled suit in the United States court before Judge Kenesaw Landis asking that the National Baseball Commission be declared illegal and \$1,500, while stock and machinery were

the Federal Leggue of Professional thousands of Government employee Baseball Ciubs against the "National and others were on their way to work, League of Professional Baseball Clubs, and a great throng soon gathered in the American League of Protessional front of the burning building. Baseball Clubs, August Herrmann, Bancroft B. Johnson, John K. Tener,

tional agreement, under which the National Commission operates, also be deolared Blogal and vpig.

The suit asks that the defendants be thousands of Government employe declared as constituting a "combination, conspiracy, and monopoly in violation of the common law, in contravention of the anti-trust and monopoly statutes, and in restraint of trade and States, in derogation of the constitutional right of contract." It is further asked that the defendants be enjoined from "further continuing to do business already has started by the seventy-five combination, conspiracy and monopoly." "ine into event detai' regarding baseball as a business and explaining !

baseball as a business and explaining of the Federal League clubs, the petition, flied by the law firm of Myers & Gates, points out that the National Commission dominates the American and National Leagues, "but not the Federal League." Through domination of those two leagues, the petition charges the National Commission has under its domination and control approximately 10,000 "professional baseball players of varying degrees of experiness." Three hundred are under contract to the Federal League. pertness." Three hundred are contract to the Federal League.

Controls Minor Leagues. It is explained that "at all times heretofore the supply of expert baseball players has been unequal to the demand of the various major leagues." and that such demand must be sup-plied from minor league ranks. Under the nat onal agreement, the plaintiff as-serts, players in the minor leagues are dominated by the National Commission by alleged illegal contracts which pre-vent the Federal League from having access to this supply of young players.

IN CONGRESS TODAY.

Committee on Philippines continued hearings on Philippine bill. Senator Works addressed Senate o Christ'an Science and Public Health

nopoly. Public Lands Committee continued work on water power bill. Patronage row between President and Senate became more intense. Commissioner Biddons before subcom mittee of Judiciary Committee. Appropriations Committee again took up

District bill.

HOUSE. Met at noon. Resumed debate on Indian bill. Appropriations Committee heard Colonel Geothals on Panama canal needs Foreign Affairs Committee continued hearings on resolution to put em-

#### REPORT CARDINAL IS HELD PRISONER

bargo on shipments of war materials.

AMSTERDAM, Jan., 5.- Newspapers here state that the Germans have arrested Cardinal Mercier because he issued a pastoral letter telling the Belgians that they were not morally bound by orders issued by German officials.



hoto by Underwood & Underwood, N. Y. EDWARD ALBERT, Prince of Wales.

### The watchman of the building, who left at 6:30 o'clock, said that everything was in good order when he tuit work. When the porter arrived shortly more than an hour later the fire was under way. The office in the first floor front was the only part of the building that was saved from much damage, except from water. The machines in the press room in the rear of the first floor were partially damaged by fire, and the composing and proof room on the second floor suffered considerably from fire and water. In the bindery on the third floor great loss also was entailed. PRINCE OF WALES IS MADE EMISSARY

PHOTO BY

WHEAT PRICE SOARS Superiors Recognize Daring and Revolutionary Spirit Spreads as AT CHICAGO MARKET Dispatch Bearer.

European Conditions and Sudden Liverpool Rise Given as Cause for Jump.

jump wheat took at the opening of lite in jeopardy numerous times. the local market today. Wheat was up 2 to 21/2 cents over

the opening.
At the end of the first half hour of trading prices had receded still farther to \$1.29% for May, and \$1.23% for July futures. Corn and oats followed in the wake of the wheat rise.

Wilson Denies Sending

## BUDAPEST EXCITED

Coolness by Making Him

LONDON, Jan. 5.-The Prince of

Wales, who has been one of the leading spirits in the trenches of the allies, has een made a dispatch bearer. Having earned a name for himself by his coolness and daring since the war began, the young prince announced that CHICAGO, Jan. 5.-A sensational rise he was desirous of becoming a dispatch bearer, and the request was promptly

> The prince, who is just twenty-one years old, is a great favorite, not only with the men in his own regiment, but with the British soldlers generally. He

> Bengali Scientist to

velopment, and many Hungarians are target to the prince, who is just twenty-one are old, is a great favorite, not only ith the men in his own regiment, but the British soldiers generally. He has been only minor righting and that inasmuch as Germany has been on the requirement and that inasmuch as Germany has been of no real aid to the duals are concentrating for a new offensive pendent peace terms, and thus provent its entire annihilations.

\*\*Regali Scientist to\*\*

\*\*Lecture at Cosmos Club\*\*

Dr. Chunder flose, of Bengal, India, the Cosmos Club on "The Hungarian troops have been compelled to bear the brunt of the fighting in southern Galicia with the poorsets of Plants." Dr. Bose, who is and efforts are being made to bring to the concentration campot be equipped and efforts are being made to bring to the concentration campot be equipped to be used for this purpose.

\*\*Cotton Company Fails.\*\*

\*\*New York, Jan. C.—The American Roughout the South, today filed in the Federal Plants.\*\*

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President Wilson denied today as "ridiculous" the report printed this morning under a Rome date line to the effect that he had sent a special emissary to the Vatican, to discuss with the Pope the prospects for early peace in the European war. The President experience in the European war. The President of the European war. The President experience in the European w is to deliver a lecture tonight at \$:30.

## OVER SLAV ADVANCE

Czar's Armies Sweep Down Through Hungary.

ROME, Jan. 5.—Advices from Vienna brought by mossenger to escape the censor indicate the Russian advance strength.
Already more than 200 000 Russians, including all classes of troops, are re-ported to have penetrated the Car-pathian passes and to be following the railway and highways southward in spot wheat at Liverpool and de-bearer, and the request was promptly toward Budapest.

plorable conditions in the European granted. So great has Edward Albert's Tige Hungarian capital is declared to market were given as causes for the enthusiasm been that he has placed his be greatly excited over this latest de-

velopment, and many Hungarians are urging a revolutionary movement to aid the Russians on the ground that yesterday's close at the start, mark ng \$1.37 for May and \$1.24 for July options.
Toward the end of the first quarter hour the prices receded to the from the opening.

At the end of the first half hour of the end of the first quarter the opening.

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# 500-YARD GAIN **ALONG DUNES**

Advance on Muelhausen Continues After Repulse of German Assault at Cernay as Homes and Forests Burn.

Belgian Artillery Checks Attempt of Sappers to Mine Trenches Near Lens-Expect Attack on Ypres.

BERLIN, Jan. 3 .- German aviators at tacked the British ammunition bases at Couderkerque and Rosendael. suburbs of Dunkirk, destroyed large quantities of munitions, and set fire to Couderkerque.

PARIS, Jan. 5.-Flames from the burnfor a flerce attack last night of the German troops upon the French brigages advancing through upper Alsace. Fighting was in progress throughout

the night, and as dawn approached the German forces retired with heavy with vigor and a distinct advance toward Muelhausen has been made. The German artillery set fire to a

large building used as a temporary hospital between Aspach and Mischelbach, just south of Cernay, but the patients were removed before the flames had gained much headway. Heavy losses for the Germans are in-

dicated in the series of counter assaults designed to drive back the French invasion of the "lost province." Fighting has been desperate in the vicinity of Altkirch, following the bombardment by the heavy French artillery.

Set Fire to Village.

The German night assault was preceded by bombardment of Cerney, which had been occupied by the French. The shelling set fire to the village, and the columns advanced under the glare of flames, which lighted up the surrounding territory. The assault was intended to regain the territory taken by the French last night.

The French artillery responded by shelling the German infantry, killing and ounding many.

Advices from Basic say that the rumor that Altkirch had been fired is untrue, although fighting is in progress

In the vicinity of Steinbach, positions have been taken and retaken as many as half a dozen times. The latest reports received indicated a substantial gain for the French troops. However, both sides are being strongly re-enforced and there are indications that the fighting in this vicinity

has only begun.

The intensely cold weather is interfering seriously with operations. It is simost impossible to move artillery through the mountain passes, and, as a result, most of the fighting is now confined to infantry encounters.

On Heights of Meuse. Along the heights of the Meuse the

artillery duel continues without interruption Both sides are so strongly intrenched that frontal assaults by infantry are out of the question Although the weather is improving there has been only minor fighting

the German suppers to mine the French positions to the west of Lens were prevented by shelling the German po-